

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

Council for Medicare Choice, *et al.*,

Plaintiffs,

v.

United States Department of Health and Human
Services, *et al.*,

Defendants.

Case No. 4:24-cv-446-O

Notice Of Supplemental Material

For the reasons stated in their concurrently filed motion for leave to file supplemental material, Plaintiffs respectfully submit as supplemental material the Fifth Circuit's recent decision in *Airlines for America v. Department of Transportation*, __ F.4th __, 2025 WL 313998 (5th Cir. Jan. 28, 2025). The slip opinion is attached as Exhibit A.

Dated: February 6, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, on February 6, 2025, I caused the foregoing document to be filed with the Clerk for the U.S. District Court for the Northern District of Texas through the ECF system. Participants in the case who are registered ECF users will be served through the ECF system, as identified by the Notice of Electronic Filing.

Dated: February 6, 2025

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